

ORIGINAL

LEONARDO M. RAPADAS  
United States Attorney  
MARIVIC P. DAVID  
Assistant U.S. Attorney  
Suite 500, Sirena Plaza  
108 Hernan Cortez Ave.  
Hagåtña, Guam 96910  
Tel: (671) 472-7332/7283  
Fax: (671) 472-7334

**FILED**  
DISTRICT COURT OF GUAM  
MAR 20 2006  
MARY L.M. MORAN  
CLERK OF COURT

Attorneys for the United States of America

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
GERARDO ELOY GONZALEZ, JR., and )  
JOHN TIMOTHY PERALTA, )  
 )  
Defendants. )

CRIMINAL CASE NO. 05-00039

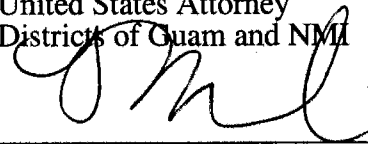
**UNITED STATES' MOTION  
TO DISMISS INDICTMENT**

COMES NOW the plaintiff, United States of America, by and through its undersigned attorney, and moves that the Indictment in the above cause, as to defendants GERARDO ELOY GONZALEZ, JR. and JOHN TIMOTHY PERALTA, be dismissed, for the reason that the both defendants entered a plea of guilty to an Informations on May 31, 2005, under Criminal Case No. 05-00042, and on August 19, 2005, under Criminal Case No. 05-00061, respectively, which said Information incorporated similar criminal acts.

RESPECTFULLY submitted this 20th day of March, 2006.

LEONARDO M. RAPADAS  
United States Attorney  
Districts of Guam and NMI

By:

  
MARIVIC P. DAVID  
Assistant U.S. Attorney